Attorney Docket No.: A-70968/DJ

## ENT AND TRADEMARK OFFICE

*In re* application of:

CHENG et al.

Serial No. 10/081

Filed: February 20, 2002

For:

ECTROCHEMICAL CELL

Examiner: **UNKNOWN** 

## CERTIFICATE OF MAILING

I hereby certify that this correspondence, including listed enclosures, is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, DC 20231 on:

INFORMATION DISCLOSURE STATEMEN

RECEIVED

**Assistant Commissioner for Patents** Washington, DC 20231

MAY 1 0 2002 TC 1700

Sir:

In satisfaction of the duty of disclosure under 37 C.F.R. § 1.56, and in accordance with the provisions of 37 C.F.R. §§ 1.97 and 1.98, Applicants wish to draw the attention of the U.S. Patent and Trademark Office to the reference cited on the accompanying form PTO-1449. Copies of the references are enclosed.

Further, in accordance with the provisions of 37 C.F.R. § 1.98(a)(3) and MPEP§ 609(A)(3), Applicant submits that reference no. B1 is not in the English language and directs the Examiner's attention to the English language abstract of same for a concise statement as to its relevance.

None of the foregoing references is believed to disclose the invention as claimed. Nothing herein shall constitute an admission concerning the contents of any of the cited references, nor Serial No.: 10/081,691

Filed: February 20, 2002

shall the inclusion of a reference herein be considered an admission that the reference constitutes prior art against the invention claimed in the above-identified application. Submission of the present document shall not be construed as an admission that a search has been made or that better art does

not exist.

As far as is known to the undersigned, this Information Disclosure Statement is being filed

within three months of the filing date of a national application, within three months of the date

of entry of the national state in an international application, or before the mailing date of a first

Office Action on the merits as set forth in 37 C.F.R. § 1.97(b), and therefore no fee is required.

While no fee is currently believed to be due, the Commissioner is authorized to charge any additional

fees which may be required, or credit any overpayment to Deposit Account No. 06-1300 (Our Order

No. A-70968/DJB).

Respectfully submitted,

FLEHR HOHBACH TEST ALBRITTON & HERBERT LLP

David J. Brezner

Reg. No. 24,774

Four Embarcadero Center

**Suite 3400** 

San Francisco, CA 94111-4187

Telephone: (415) 781-1989

MAY 0 6 2002

PTO/SB/8A (08-00) Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to resent to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/PTO

Complete if Known

INFORMATION DISCLOSURE

STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet 1 of 2

Complete if Known				
Application Number	10/081,691			
Filing Date	February 20, 2002			
First Named Inventor	Cheng, Jun			
Group Art Unit	1742			
Examiner Name				
Attorney Docket Number	A-70968/DJB			

		V		U.S. PATENT DOC	UMENTS		
Examiner Initials*	Cite No.1	U.S. Patent		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document	Pages, Columns, Lines, Where Relevant	
inuais.		Number Kind Code <sup>2</sup> (if known)		of Ched Document	MM-DD-YYYY	Passages or Relevant Figures Appear	
HW	Al	4,710,403		Krause et al.	12-1987		
4W	A2.	5,324,322		Grill, Jr. et al.	07-1994		
₽W	A3	5,437,999		Diebold et al.	08-1995		
40W	A4	5,554,178		Dahl et al.	09-1996		
HW	A5	5,694,932		Michel et al.	12-1997		
MM	A6	5,989,409		Kurnik et al.	11-1999		
WW,	A7	6,110,354		Saban et al.	08-2000		
WW	A8	6,076,002		Cartmell et al.	06-2000		
HW	A9	6,258,229	B1	Winarta et al.	07-2001		
WL	A10	6,276,054	Bl	Cartmell et al.	08-2001		
HW.	A11	6,277,117	B1	Tetzlaff et al.	08-2001		
WIL	A12	6,287,451	B1	Winarta et al.	09-2001	RECEIVED	
1				•		11.00	
						MAY 1 0 2002	
						TC 1700	
		-				10 1700	

				FOREIGN PATENT DOCUMEN	VTS		
Cite No.1	Foreign Patent Document  Kind Code <sup>2</sup> Office <sup>3</sup> Number <sup>4-</sup> (if known)		Kind Code <sup>2</sup> Name of Patentee or Applicar		Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
B1	wo	99/36786	A3	Kuennecke et al.	07-1999		
							+
_			ļ. <u> </u>				+
			<u> </u>			,	_
			ļ				<del>   </del>
	No.1	No.1 Office	No. 1 Kind Co Office <sup>3</sup> Number <sup>4</sup> (if kno	No. <sup>1</sup> Kind Code <sup>2</sup> Office <sup>3</sup> Number <sup>4</sup> (if known)	Cite No. 1 Foreign Patent Document  No. 2 Kind Code Office Number (if known)  Name of Patentee or Applicant of Cited Document	Cite No. 1    Foreign Patent Document   Name of Patentee or Applicant of Cited Document   Date of Publication of Cited Document   Name of Cited Document   MM-DD-YYYY   Name of Patentee or Applicant of Cited Document   Name of Patentee or Applicant   Name	Cite No. 1    Foreign Patent Document   Name of Patentee or Applicant of Cited Document   Name o

Examiner Signature Herry Signature Date Considered 9/24/03

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

<sup>\*</sup>EXAMINER: Intuial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>&</sup>lt;sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English Language Translation is attached.

Please type a	plus sign (	) inside this box	<b>→</b> [Ŧ
---------------	-------------	-------------------	-------------

PTO/SB/8B (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE dd to a collection of information unless it contains a valid OMB control number. Under the Paperwork Reduction Act of 1995, no persons at Complete if Known Substitute for form 1449B/PTO 10/081,691 **Application Number** INFORMATION DISCLOSURE Filing Date February 20, 2002 STATEMENT BY APPLICANT First Named Inventor Cheng, Jun Group Art Unit 742

(use as many sheets as necessary)

**Examiner Name** Sheet of 2 Attorney Docket Number A-70968/DJB

		OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS	
Examiner Initials*	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
HW	C1	BAGEL et al., "Subfemtomolar Determination of Alkaline Phosphatase at a Disposable Screen-printed Electrode Modified with a Perfluorosulfonated Ionomer Film", Analytical Chemistry 69:4688-4694 (1997)	
NW	C2	BOZON, J.P, "Development of Metal-Based Microelectrode Sensor Platform by Chemical Vapor Deposition", Electroanalysis 13:911-916 (2001)	
(JU)	C3	LACOURSE, W.R., Pulsed Electrochemical Detection in High-Performance Liquid Chromatography, John Wiley, New York 1997, pages 47-48 and 239-241	
HW.	C4	LINDNER, et al., "Microfabricated Potentionmetric Electrodes and Their In Vivo Applications", Analytical Chemistry 72:336A-345A (2000)	
MW	C5	MADARAS et al., "Miniaturized Biosensors Employing Electropolymerized Permselective Films and their Use for Creatinine Assays in Human Serum, Analytical Chemistry 68:3832-3839 (1996)	
#W	C6	MADOU, M., Fundamentals of Microfabrication, CRC Press, New York 1997, p.60, 100	
AW	C7	MARZOUK, et al., "A Conducting Salt-based Amperometric Biosensor for Measurement of Extracellular Lactate Accumulation in Ischemic Myocardium", Analytical Chemistry 69:2646-2652 (1997)	
WW	C8	SOPER et al., "Polymeric Microelectromechanical Systems", Analytical Chemistry 72:642A-651A (2000)	
MM	C9	HENRY, C.S., and FRITSCH, I., "Microfabricated Recessed Microdisk Electrodes: Characterization in Static and Convective Solutions," <i>Anal. Chem.</i> 71:550-556 (1999)	
HW	C10	MAYER, M. and RUZICKA, J., "Flow Injection Based Renewable Electrochemical Sensor System," Anal. Chem. 68:3808-3814 (1996)	
		RECEIVED	
-	_	MAY 1 0 2002	
		TC 1700	-

Examiner Signature	J.	any S	PhA	U.	HA.	Date Considered	9/	124/03	

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>&</sup>lt;sup>1</sup> Unique citation designation number. <sup>2</sup> Applicant is to place a check mark here if English Language Translation is attached.